## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF GEORGIA MACON DIVISION

TINA M. GREGORY f/k/a Tina Adams Green, and EDDIE JAMES WELLS, SR., individually and as Class Representatives for all others similarly situated,

Plaintiffs,

V.

PREFERRED FINANCIAL
SOLUTIONS; CREDIT CARD
RELIEF; THOMAS P. DAKICH d/b/a
DAKICH & ASSOCIATES;
RHONDA ROELL-TAYLOR;
JEFFREY BROOKS; LARRY D.
WILSON; STEVE MLYNSKI;
DANIEL YUSKA; ROD MILLER;
LAQUETTA PEARSON; and JEFF
WHITEHEAD;

Defendants.

**CIVIL ACTION FILE NO:** 

5:11-ev-00422-MTT

## **WAIVER OF SERVICE OF SUMMONS**

To: George Richard DiGiorgio

James W. Hurt

F. Jerome Tapley

Christopher A. Cosper

Jon C. Conlin

John Christopher Clark.

I have been retained by Jeff Whitehead (the "Defendant") in the abovestyled lawsuit. I acknowledge receipt of your request that Defendant waive service of a summons in the above-styled action. The Defendant and I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me. Defendant has consulted with me regarding the consequences of my signing this waiver.

Defendant agrees to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that he be served with judicial process in the manner provided by the Federal Rules of Civil Procedure and/or the Georgia Rules of Civil Procedure. Defendant will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

Defendant understands that a judgment may be entered against him if an answer is not served upon you within 60 days after today's date.

Dated: February 11, 2013.

David A. Lester

Georgia Bar No. 415962

JONES WALKER LLP

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## **CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of the foregoing on the following parties via the Court's CM/ECF system and U.S. First Class Mail, postage prepaid and properly addressed, on this 11th day of February, 2013.

| Mr. James W. Hurt HURT, STOLZ & CROMWELL, LLC | Mr. George Richard DiGiorgio Mr. F. Jerome Tapley |
|---|---|
| 650 Oglethorpe Avenue, Suite 6                | Mr. Jon C. Conlin                                 |
| Athens, Georgia 30606                         | CORY, WATSON, CROWDER &                           |
| Email: jhurt@hurtstolz.com                    | DEGARIS, PC                                       |
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|   | jconlin@cwcd.com                                  |
|   |   |
| Mr. Christopher A. Cosper                     | Mr. John Christopher Clark                        |
| Georgia Bar No. 142020                        | CLARK & SMITH LAW FIRM, LLC                       |
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| <u>.</u>                                      |   |
| Mr. James W. Davis                            |   |
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|   |   |

David A. Lester

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